

# COMBINED SYNOPSIS & SOLICITATION

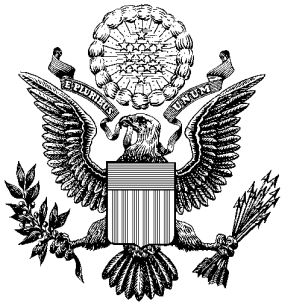


**United States Embassy Kyiv, Ukraine**

Supply and delivery of fueling stations

**SOLICITATION NO. 19GE5023Q0040**

**Issued by:  
U.S. Consulate General  
Regional Procurement Support Office  
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April 13, 2023

## **Combined Synopsis and Solicitation**

### **Solicitation Number 19GE5023Q0040**

The U.S. Consulate General Frankfurt hereby provides the following Combined Synopsis and Solicitation for:

Supply and delivery of **56x fuel tanker with fuel dispensing equipment** for the U.S. Embassy Kyiv, Ukraine on behalf of the Bureau of International Narcotics and Law Enforcement Affairs (INL). All interested sellers shall review the solicitation and offer equipment in accordance with the specification provided in this document.

The evaluation of offers will be based on the Lowest-Priced, Technically Acceptable (LPTA) approach. It is the offeror's responsibility to prove that the equipment it is offering **meets or exceeds** the requested specifications.

#### **Synopsis:**

This is a combined synopsis/solicitation for commercial products or commercial services prepared in accordance with the format in subpart 12.6, as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; proposals are being requested and a written solicitation will not be issued. The solicitation number is 19GE5023Q0040 and is issued as a Request for Quotation (RFQ), unless otherwise indicated herein. The solicitation document and incorporated provisions and clauses are those in effect through Federal Acquisition Circular FAC 2023-02, effective March 16, 2023.

#### **Contract Type:**

The Government intends to award a single, firm fixed-price contract to the responsible offeror whose offer is evaluated as the lowest-priced and technically acceptable. The total price shall include all labor, equipment, delivery charges, materials, overhead, profit, insurance, warranty, customs clearance, and all other expenses necessary to deliver the required supplies. No additional sums will be payable on account of any escalations in the cost of materials, equipment, or labor, or because of the Contractor's failure to properly estimate or accurately predict the cost or difficulty of achieving the results required by this contract. Nor will the contract price be adjusted on account of fluctuations in currency exchange rates.

#### **Term of Contract:**

This ensuing contract shall be effective from the date of the Contracting Officer's signature and shall remain valid until all items are received and accepted by the Government.

#### **Compliance with Specifications:**

Offerors shall also provide with their offer, at a minimum, existing product literature substantiating the acceptability of their offered product in accordance with this solicitation's specifications provided in the

solicitation. Failure to provide this information will result in a ‘non- responsive’ offer and removal from award consideration. The vendor shall supply equipment as described in the following specifications. The requested items shall meet/demonstrate these minimum specific requirements.

### **Descriptive Literature Required:**

*Definition:* (a) "Descriptive literature" means information (e.g., cuts, illustrations, drawings and original manufacturers' brochures) that is submitted as part of an offer. Descriptive literature is required to establish, for the purpose of evaluation and award, details of the product offered that are specified elsewhere in the solicitation and pertain to significant elements such as (1) design; (2) materials; (3) components; (4) performance characteristics; and (5) methods of manufacture, assembly, construction, or operation. The term includes only information required to determine the *technical acceptability* of the offered product. It does not include other information such as that used in determining the responsibility of a prospective contractor or for operating or maintaining equipment. (b) Descriptive literature must be (1) identified to show the item(s) of the offer to which it applies and (2) received by the time specified in this solicitation for receipt of offers. (c) Data displaying more than one model or size shall be clearly marked so as to indicate the specific item being offered. (d) Offers which do not present sufficient information to permit complete technical evaluation by the Government may be rejected. It is the offeror's responsibility to prove that their proposed solution meets the requested specifications, subject to any limitations elsewhere in this solicitation.

### **Background:**

INL supports the sustainment of the State Border Guard Service of Ukraine. Currently, the SBGS is seeking emergency assistance in procuring field equipment to secure Ukraine's borders.

### **Requirements:**

A vendor shall supply fuel tanker (mini fueling station) as described in the following specifications. All goods must be new and of high quality, officially imported to Ukraine or made in Ukraine. This equipment must meet the Ukrainian technical and quality regulations, including DK 021:2015 code 44610000-9. All proposed equipment must be brand name or equal.

Final destination services (cost of shipping, customs clearance, necessary licenses, local delivery, local temporary warehousing services if required, uploading/downloading at final destination) are vendor's responsibility and should be included to the contract price.

Defense Articles, 600 series assets, and items/units that cost \$2,500 or more should be tagged with barcodes and serial numbers. Vendors should consult MIL-STD-129 and other industry best practices for recommended placement of barcodes.

Full destination services (shipping, custom clearance, temporary warehousing, local delivery, loading/offloading, installation, and the equipment setting up at final destination) should be included to the contract price. This is technical assistance project so no tax or custom fees are applied (project registration documents will be provided to vendors upon request).

Unloading and loading operations and tank calibration should be included.

### **Basis of Price:**

The price of all items shall include their transportation f.o.b. destination to the designated delivery point in accordance with FAR 52.247-34. **All or Nothing:** The Government is allowing complete offers for all items. Offers failing to meet this condition may be rejected.

VAT and custom fee exempt as this is a technical assistance project.

**Warranty:**

Standard manufacturer or seller warranty in Ukraine is required for all equipment. Authorized service centers must be available on the territory of Ukraine.

**Delivery:**

The requested items must be delivered to determined locations in Ukraine within 60 working days after contract award. Delivery shall be made f.o.b. destination as soon as possible to the following shipping addresses:

- **42pcs** of 5000 and **2pcs** of 10 cubic l fueling stations to :

**SBGS warehouse  
113-A Yaroslava Mudrogo Str.,  
81300, Mostyska city,  
Lviv oblast,  
Ukraine**

- **7pcs** of 5 cubic l and **5pcs** of 10 cubic l fueling stations to:

**SBGS warehouse  
113 Levitana Str.,  
65000 Odesa,  
Ukraine**

POC:

INL/Kyiv COR Andrii I. Knysh at [KnyshAI@state.gov](mailto:KnyshAI@state.gov) for delivery arrangements.

Alternate POC:

INL/Kyiv Olga Zaliertsova at [ZaliertsovaOO@state.gov](mailto:ZaliertsovaOO@state.gov)1

INL/Kyiv Tetyana Voznyuk at [VoznyukT@state.gov](mailto:VoznyukT@state.gov)

**Attachment 1:**

Representations and Certifications to be completed by the Offeror and to be submitted with Volume 1 of the proposal.

**Attachment 2** – IRS Form W-14 (to be used with FAR52.229-11 Tax on certain Foreign Procurements – Notice and Representation (June 2020))

**Attachment 3** – Picture of an fueling station as an example.

**APPLICABLE CLAUSES AND PROVISIONS:**

The selected Offeror must comply with the following commercial item terms and conditions, which are incorporated herein by reference:

FAR 52.212-1, Instructions to Offerors - Commercial Items, applies to this acquisition (Mar 2023);

FAR 52.212-2, Evaluation-Commercial Products and Commercial Services (Nov 2021);

FAR 52.212-4, Contract Terms and Conditions - Commercial Items (Dec 2022);

FAR 52.212-5, Contract Terms and Conditions Required to Implement Statutes or Executive Orders-

Commercial Products and Commercial Services (Mar 2023) - the applicable clauses under paragraph (b) are:

52.203-6; 52.204-10; 52.209-6; 52.222-19; 52.222-21; 52.222-22; 52.222-26; 52.222-35; 52.222-37; 52.222-40; 52.222-50; 52.223-18; 52.225-5; 52.225-13; 52.229-12; 52.232-33.

FAR: 52.204-7; 52.204-13; 52.204-16; 52.204-18; 52.204-21; 52.204-25; 52.204-26; 52.247-34

DOSAR: 652.225-70; 652.225-71; 652.232-70; 652.242-73; 652.243-70; 652.247-70

The full text of the referenced FAR and DOSAR clauses may be accessed electronically at <https://www.acquisition.gov/content/regulations>.

**Addendum to FAR 52.212-1, Instruction to Offerors – Commercial Items (Mar 2023)**

Pursuant to FAR 12.302(d), the provision at FAR 52.212-1, Instruction to Offerors – Commercial Items (Oct 2018) is augmented as follows:

1. The period for acceptance of offers is hereby extended to **sixty (60) calendar days**.
2. Preparation of Offers - Offerors shall prepare and submit its offer in two (2) volumes as set forth below.

(End of Provision)

**Addendum to 52.212-2 Evaluation – Commercial Items (Nov 2021)**

The Government will award a contract resulting from this solicitation to the responsible offeror (as determined within the meaning of FAR Part 9, paragraph 9.104), whose offer conforms to the solicitation and is determined to be the most advantageous solution to the Government, price and other factors considered. Evaluation will be based on offeror's submission and the provision at FAR 52.212-2, as provided in this solicitation.

The Government reserves the right to award without any discussions.

- (a) The following factors shall be used to evaluate offers:

**(i) Price**

The price will be evaluated by the lowest aggregate sum of the items including any delivery charges, custom clearance, handling charge, Value Added Tax (if applicable) etc.

**(ii) Technical Capability/Acceptability:**

Technical capability is equal to price.

- (b) A written notice of award or acceptance of an offer mailed or otherwise furnished to the successful offeror within the time for acceptance specified in the offer, shall result in a binding contract without further action by either party. Before the offer's specified expiration time, the Government may accept an offer (or part of an offer), whether or not there are negotiations after its receipt, unless a written notice of withdrawal is received before award.

(End of provision)

The following clauses and provision(s) are provided in full text:

**52.214-34 Submission of Offers in the English Language (Apr 1991)**

Offers submitted in response to this solicitation shall be in the English language. Offers received in other than English shall be rejected.

(End of Provision)

**52.225-17 Evaluation of Foreign Currency Offers (Feb 2000)**

If the Government receives offers in more than one currency, the Government will evaluate offers by converting the foreign currency to United States currency using <http://ice.cgfs.state.sbu/> in effect as follows:

- (a) For acquisitions conducted using sealed bidding procedures, on the date of bid opening.
- (b) For acquisitions conducted using negotiation procedures-
  - (1) On the date specified for receipt of offers, if award is based on initial offers; otherwise
  - (2) On the date specified for receipt of proposal revisions.

(End of provision)

**VOLUME I:****1. Pricing, (the offeror shall complete the table below):**

<b>Line Item</b>	<b>Description</b>	<b>Unit of Issue</b>	<b>Quantity</b>	<b>Unit Cost</b>	<b>Total Cost</b>
001	FUEL TANKER 5 CUBIC L	Each	49		
002	FUEL DISPENSING EQUIPMENT (compatible with CLIN001)	Set	49		
003	FUEL TANKER 10 CUBIC L	Each	7		
004	FUEL DISPENSING EQUIPMENT (Compatible with CLIN003)	Each	7		
005	Shipping & handling to Mostyska city	Lot	1		
006	Installation services at location Mostyska	Lot	1		
007	Shipping & handling to Odesa city	Lot	1		
008	Installation services at location Odesa	Lot	1		
009	VAT (if applicable)	Lot	1		
<b>TOTAL--FIRM-FIXED PRICE:</b>					
<b>CURRENCY:</b>					
<b>Warranty:</b>					
<b>Delivery time in days from contract award:</b>					

**2. The following Representations and Certifications need to be completed and submitted by the offeror:**

- a) FAR 52.212-3 Offeror Representation and Certifications - Commercial Items
- b) FAR 52.204-24 Representation Regarding Certain Telecommunications and video surveillance services or equipment
- c) 52.229-11 Tax on certain Foreign Procurements – Notice and Representation

### 3. Proof of SAM registration:

Offeror must be registered in the System for Award Management (SAM) database before an award can be made to them. If the offeror is not registered in the SAM, it may do so through the SAM website at <https://www.sam.gov/portal/public/SAM/>.

**An active SAM registration is condition for award.**

## **VOLUME II - TECHNICAL CAPABILITY:**

The proposed brand name or equal items shall meet all of the minimum technical specifications contained herein. In addition, the offeror shall provide:

(A) Descriptive literature

(B) Delivery confirmation

(C) Warranty provisions

(D) Completed Technical Compliance Matrix:

<b>REQUIRED SPECIFICATIONS:</b>	<b>OFFERED SPECIFICATIONS (TO BE COMPLETED BY OFFEROR)</b>
<b>CLIN 001: FUEL TANKER 5 CUBIC L</b> <ul style="list-style-type: none"><li>• Consist of two equal compartments (50% gasoline/50% diesel fuel)</li><li>• Each compartment is closed, sealed by the partition</li><li>• Access door: D600 mm, with lock system – 2 pcs</li><li>• Protective cover on the access door – 2 pcs</li><li>• Ground fuel tanker, horizontal</li><li>• Gasoline &amp; Diesel fuel</li><li>• Minimum thickness of the tanker is 4 mm</li><li>• Diameter of the tanker is 1,500 mm</li><li>• Type of the tanker bottom: conic</li><li>• Capacity: 5 cubic meters</li><li>• Cylindric shape on the support</li><li>• Optimal resistance to oils and hydrocarbons</li><li>• Increased resistance to abrasion</li><li>• Suitable for military fields of operation</li><li>• Material: carbon steel</li></ul>	



<b>REQUIRED SPECIFICATIONS:</b>	<b>OFFERED SPECIFICATIONS (TO BE COMPLETED BY OFFEROR)</b>
<ul style="list-style-type: none"> <li>• Olive green color (RAL-6003), with a hazard sign in Ukrainian – “БОГНЕНЕБЕЗПЕЧНО” on both sides.</li> <li>• Quick and easy installation</li> <li>• Included: ladder, accessories for access door, meter</li> <li>• Certified ISO 9001</li> <li>• Operational temperature: - 20C to + 40C</li> <li>• Warranty: minimum 1 year in Ukraine</li> </ul>	
<p><b>CLIN 002: FUEL DISPENSING EQUIPMENT (compatible with CLIN001)</b></p> <ul style="list-style-type: none"> <li>• Gasoline &amp; diesel fuel</li> <li>• Electric</li> <li>• Compatible with CLIN 001</li> <li>• Pump – 2 pcs</li> <li>• Pumps: volume rated at 50L/min</li> <li>• Precision class: 0.5</li> <li>• Hose: min 4 meters length – 2 pcs</li> <li>• Automatic nozzle with swivel – 2 pcs</li> <li>• Hydraulic system: self-priming pump, non-return valve, built-in fine filter with a degree of purification of not more than 70 microns</li> <li>• Body: welded metal with special internal and external anti-corrosion finish</li> <li>• Color: olive green (RAL 6003), same as CLIN 001</li> <li>• Controller system with a keyboard (Ukrainian and/or Russian)</li> <li>• Metal roof on the fuel dispensing equipment (gas station)</li> <li>• Place on a pedestal</li> <li>• Warranty: minimum 1 year in Ukraine</li> </ul>	
<p><b>CLIN 003: FUEL TANKER 10 CUBIC L</b></p> <ul style="list-style-type: none"> <li>• Consist of two compartments (40% gasoline/60% diesel fuel)</li> <li>• Each compartment is closed, sealed by the partition</li> <li>• Access door: D600 mm, with lock system – 2 pcs</li> <li>• Protective cover on the access door – 2 pcs</li> <li>• Ground fuel tanker, horizontal</li> <li>• Gasoline &amp; Diesel fuel</li> <li>• Minimum thickness of the tanker is 4 mm</li> </ul>	

<b>REQUIRED SPECIFICATIONS:</b>	<b>OFFERED SPECIFICATIONS (TO BE COMPLETED BY OFFEROR)</b>
<ul style="list-style-type: none"> <li>• Diameter of the tanker is 1,500 mm</li> <li>• Type of the tanker bottom: conic</li> <li>• Capacity: 10 cubic meters</li> <li>• Cylindric shape on the support</li> <li>• Optimal resistance to oils and hydrocarbons</li> <li>• Increased resistance to abrasion</li> <li>• Suitable for military fields of operation</li> <li>• Material: carbon steel</li> <li>• Olive green color (RAL-6003), with a hazard sign in Ukrainian – “БОГНЕНЕБЕЗПЕЧНО” on both sides.</li> <li>• Quick and easy installation</li> <li>• Included: ladder, accessories for access door, meter</li> <li>• Certified ISO 9001</li> <li>• Operational temperature: - 20C to + 40C</li> <li>• Warranty: minimum 1 year in Ukraine</li> </ul>	
<p><b>CLIN 004: FUEL DISPENSING EQUIPMENT (Compatible with CLIN003)</b></p> <ul style="list-style-type: none"> <li>• Gasoline &amp; diesel fuel</li> <li>• Electric</li> <li>• Compatible with CLIN 0003</li> <li>• Pump – 2 pcs</li> <li>• Pumps: volume rated at 50L/min</li> <li>• Precision class: 0.5</li> <li>• Hose: min 4 meters length – 2 pcs</li> <li>• Automatic nozzle with swivel – 2 pcs</li> <li>• Hydraulic system: self-priming pump, non-return valve, built-in fine filter with a degree of purification of not more than 70 microns</li> <li>• Body: welded metal with special internal and external anti-corrosion finish</li> <li>• Color: olive green (RAL 6003), same as CLIN 001</li> <li>• Controller system with a keyboard (Ukrainian and/or Russian)</li> <li>• Metal roof on the fuel dispensing equipment (gas station)</li> <li>• Place on a pedestal</li> <li>• Warranty: minimum 1 year in Ukraine</li> </ul>	

Offers that fail to furnish required representations or information or reject the terms and conditions of the solicitation may be excluded from consideration.

**Submission of Questions:**

Interested parties may submit any questions concerning the solicitation as soon as possible but **not later than 14:00 Central European Summer Time (CEST) on May 03, 2023** via email to Mr. Thomas Petersen at [PetersenTA@state.gov](mailto:PetersenTA@state.gov).

The email subject line must read “*Solicitation 19GE5023Q0040*”. **Late questions may not be considered.**

**Offer due date:**

Offers shall be submitted as soon as possible but **not later than 14:00 Central European Summer Time (CEST) on May 25, 2023** via email to Mr. Thomas Petersen at [PetersenTA@state.gov](mailto:PetersenTA@state.gov)

The email subject line must read “*Solicitation 19GE5023Q0040*”. The size shall not exceed 50MB and the email shall not include any compressed files (.zip/.rar). **Late submissions shall not be considered.**

**Applicable laws and regulations:** Solicitation and award will be subject to laws and regulations of the United States of America.

[END OF SOLICITATION]